

Where's Your LLC Safest?

A State-by-State Look at Charging Orders

This chart breaks down how every U.S. state handles **charging orders against LLC members**. It shows the exact statute for each state and, more importantly, how much protection that state gives an LLC owner from creditors. Some states make foreclosure easy (high risk), some block it entirely (strong protection), and others leave it vague (courts decide). Use it as a quick reference guide to see where your state stands—or to compare states if you're deciding where to form your LLC. For deeper guidance on what this means for your business, contact **LLC Attorney** and speak with a **Business Success Advisor** at LLCAuthorney.com.

State	Citation	Category
Alabama	ALA. CODE § 10A-5A-5.03	Best Shield – Foreclosure not allowed
Alaska	ALASKA STAT. § 10.50.380	Best Shield – Foreclosure not allowed
Arizona	ARIZ. REV. STAT. ANN. § 29-655	Best Shield – Foreclosure not allowed
Arkansas	ARK. CODE ANN. § 4-32-705	Gray Area – Law doesn't say if foreclosure allowed
California	CAL. CORP. CODE § 17705.03	Most Risky – Creditors can foreclose
Colorado	COLO. REV. STAT.	Most Risky – Creditors can foreclose
Connecticut	CONN. GEN. STAT. 34-171	Most Risky – Creditors can foreclose
Delaware	DEL. CODE. ANN. § 18-703	Best Shield – Foreclosure not allowed
District of Columbia	D.C. CODE ANN.	Most Risky – Creditors can foreclose
Florida	FL. STAT. ANN.	Best Shield – Foreclosure not allowed
Georgia	GA. CODE. ANN.	Best Shield – Foreclosure not allowed
Hawaii	HAW. REV. STAT. ANN. § 428-504	Gray Area – Silent on foreclosure

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Idaho	IDAHO CODE ANN. § 30-25-503	Most Risky – Creditors can foreclose
Illinois	805 ILCS 180/30-20	Most Risky – Creditors can foreclose
Indiana	IND. CODE. ANN.	Gray Area – Silent on foreclosure
Iowa	IOWA CODE ANN. § 489.503	Most Risky – Creditors can foreclose
Kansas	KAN. STAT. ANN. 17-76,113	Gray Area – Silent on foreclosure
Kentucky	KY. REV. STAT. ANN. § 275.260	Most Risky – Creditors can foreclose
Louisiana	LA. REV. STAT. ANN. § 1331	Gray Area – Silent on foreclosure
Maine	ME. REV. STAT. ANN. tit. 31 § 1573	Best Shield – Foreclosure not allowed
Maryland	MD. CODE. ANN. CORPS. & ASS'NS § 4A-607	Most Risky – Creditors can foreclose
Massachusetts	MA. GEN. LAWS ANN. Ch 156C, § 40	Gray Area – Silent on foreclosure
Michigan	MICH. COMP. LAWS 450.4507	Best Shield – Foreclosure not allowed
Minnesota	MINN. STAT. § 322C.0503	Most Risky – Creditors can foreclose
Mississippi	MISS. CODE. ANN. § 79-29-705	Gray Area – Silent on foreclosure
Missouri	MO Rev Stat § 347.119 (2024)	Gray Area – Silent on foreclosure
Montana	MONT. CODE. ANN. 35-8-705	Most Risky – Creditors can foreclose
Nebraska	NEB. REV. STAT. § 21-142	Most Risky – Creditors can foreclose
Nevada	NEV. REV. STAT. 86.401	Solid Protection – Statute doesn't allow but doesn't clearly ban foreclosure
New Hampshire	N.H. REV. STAT. § 304-C:126	Best Shield – Foreclosure not allowed
New Jersey	N.J.S.A. 42:2C-43	Best Shield – Foreclosure not allowed
New Mexico	N.M. STAT. § 53-19-35	Gray Area – Silent on foreclosure
New York	N.Y. Ltd. Liab. Co. Law § 607	Gray Area – Silent on foreclosure
North Carolina	N.C. GEN. STAT. § 57D-5-03	Gray Area – Silent on foreclosure
North Dakota	N.D. CENT. CODE ANN. § 28-25-12	Most Risky – Creditors can foreclose

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Ohio	OHIO REV. CODE ANN. § 1706.342	Best Shield – Foreclosure not allowed
Oklahoma	OKLA. STAT. ANN. tit. 12, § 1506	Best Shield – Foreclosure not allowed
Oregon	OR. REV. STAT. § 63.259	Gray Area – Silent on foreclosure
Pennsylvania	None – LLC Law of 1994 doesn't cover this	N/A – No charging order statute
Rhode Island	R.I. GEN. LAWS § 7-16-37	Gray Area – Silent on foreclosure
South Carolina	S.C. CODE ANN. § 33-44-503	Most Risky – Creditors can foreclose
South Dakota	S.D. CODIFIED LAWS § 47-34A-504	Best Shield – Foreclosure not allowed
Tennessee	T. C. A. § 48-249-509	Gray Area – Silent on foreclosure
Texas	V.T.C.A., BUS. ORG. COD. § 101.112	Best Shield – Foreclosure not allowed
Utah	UTAH CODE ANN. § 48-3a-503	Most Risky – Creditors can foreclose
Vermont	VT. STAT. ANN. tit. 11A, § 503	Most Risky – Creditors can foreclose
Virginia	VA CODE ANN § 13.1-1041.1	Solid Protection – Statute doesn't allow but doesn't clearly ban foreclosure
Washington	WASH. REV. CODE ANN. § 25.15.245	Gray Area – Silent on foreclosure
West Virginia	W. VA. CODE § 31B-5-504	Most Risky – Creditors can foreclose
Wisconsin	W.S.A. 183.0705	Gray Area – Silent on foreclosure
Wyoming	WYO. STAT. ANN.	Best Shield – Foreclosure not allowed